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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/801,619	03/16/2004	Toshihiro Shima	04783.012002	2914

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EXAMINER

SCHLACK, SCOTT A

ART UNIT	PAPER NUMBER
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2625

SHORTENED STATUTORY PERIOD OF RESPONSE	MAIL DATE	DELIVERY MODE
3 MONTHS	01/25/2007	PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

If NO period for reply is specified above, the maximum statutory period will apply and will expire 6 MONTHS from the mailing date of this communication.

Office Action Summary

Application No.

10/801,619

Applicant(s)

SHIMA, TOSHIHIRO

Examiner

Scott A. Schlack

Art Unit

2625

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 27 October 2006.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 11-14, 16, 17 and 19 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 11-14, 16, 17 and 19 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 16 March 2004 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☒ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☒ All b) ☐ Some * c) ☐ None of:
1. ☒ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. _____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- | | |
|--|---|
| 1) <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 4) <input type="checkbox"/> Interview Summary (PTO-413) |
| 2) <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | Paper No(s)/Mail Date. _____ |
| 3) <input type="checkbox"/> Information Disclosure Statement(s) (PTO/SB/08) | 5) <input type="checkbox"/> Notice of Informal Patent Application |
| Paper No(s)/Mail Date _____ | 6) <input type="checkbox"/> Other: _____ |

DETAILED ACTION

Applicant's amendment was received on 10/27/2006, and has been entered and made of record. Currently, claims 11-14, 16, 17 and 19 are pending.

Response to Amendment

The examiner notes that independent claims 11 and 12 have been amended, claims 15 and 18 have been cancelled and new claim 19 has been added.

Response to Arguments

Applicant's arguments with respect to claims 11-14, 16, 17 and 19 have been considered but are moot in view of the new ground(s) of rejection.

Claim Rejections - 35 USC § 103

The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

Claims 11-14, 16, 17 and 19 are rejected under 35 U.S.C. 103(a) as being unpatentable over Maeda et al. (US 6,791,703) in view of Olbricht (US 6,429,952) in further view of Venkatraman et al. (US 5,956,487).

With respect to claim 11, Maeda et al. discloses a printing method, wherein a computer (Client 9 of Fig 1) displays a print acceptance screen (Print Acceptance Screen of Fig 6) based on page data (Webpage URL Data of Fig 6) sent from a first network device (www-Server 10 of Fig 1) on a network (Network 10A of Fig 6), the print acceptance screen comprising: an area for a user to specify a peripheral device

Art Unit: 2625

(Document Location URL 502 of Fig 6 specifying Server) to capture print data; an area for the user to specify a second network printer on the network to print on the basis of print data (Copier Machine 1 Comprising Printer 8 of Fig 1 and Printer Address 503 of Fig 6), wherein the computer sends a print request for printing to the second network printer (col 10, line 65 through col 11, line 6).

Maeda et al. does not specifically disclose the first network device being a printer, nor does he disclose the print acceptance screen comprising: an area for the user to specify control information for a peripheral device to use when capturing the print data.

Olbricht does disclose a user interface whereby a user is capable of specifying a scanner (peripheral device) to acquire image data through a browser on a computer terminal (Terminal with Browser 12 of Fig 1 and col 3, lines 25-28) as well as a user interface (Fig 2 and col 3, lines 42-65) comprising: an area for the user to specify control information for the scanner (peripheral device) to use when capturing the image data (Fig 2 and col 3, lines 42-65).

Venkatraman does disclose a networked web server (such as the first network device of Maeda (www-Server 10 of Fig 1)) contained within a printer device (Web Server 14 in Peripheral/Printer 10 of Fig 1a and col 3, lines 51-56).

Maeda, Olbricht and Venkatraman are analogous art, because they are from the same field of endeavor, namely Image Forming Device Control and Communication.

At the time of the invention, it would have been obvious for one skilled in the art to combine Maeda et al's printing method, wherein the first network device is a web

Art Unit: 2625

server and a print acceptance screen facilitating data acquisition and destination selection, with Olbricht's print acceptance screen comprising an area for the user to specify control information for a peripheral (scanner) device to use when capturing the print data,

The suggestion or motivation for doing so would be to allow for the print acceptance screen to facilitate entry of control information pertaining to the capture of print data.

It would have also been obvious for one skilled in the art at the time of the invention to combine Maeda et al's printing method, wherein the first network device is a web server with Venkatraman's www-server comprised in a printer, such that Maeda's first network device was a printer device.

The suggestion or motivation for doing so would be to allow for the server device of Maeda to be comprised within a printer, as taught by Venkatraman.

With respect to claim 12 the examiner notes identical features to claim 11. Therefore, the explanation given above for claim 11 is also valid for claim 12.

With respect to claim 16, Maeda in view of Olbricht in further view Venkatraman discloses the printing method of claim 12, wherein the control information comprises resolution of the print data (Olbricht: Resolution Control Information 38 of Fig 2, Maeda et al: Resolution Control Information 32 of Fig 5B and col 9, lines 15-16).

With respect to claim 13 the examiner notes identical features to claim 16. Therefore, the explanation given above for claim 16 is also valid for claim 13.

With respect to claim 17, Maeda in view of Olbricht in further view Venkatraman discloses the printing method of claim 12, wherein the control information comprises a mode of the scanner (Olbricht: Mode Control Information 40 of Fig 2).

With respect to claim 14 the examiner notes identical features to claim 17. Therefore, the explanation given above for claim 17 is also valid for claim 14.

With respect to claim 19, Maeda in view of Olbricht in further view Venkatraman discloses the printing method of claim 11, wherein the second printer (Copier 1 of Fig 1) causes the peripheral device to capture the print data (Copy Machine Issues Pull Print Command instructing the Server (contained within a printer or MFP) to capture print data).

Conclusion

Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of


Art Unit: 2625


the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Scott A. Schlack whose telephone number is (571)272-7954. The examiner can normally be reached on 9-5.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Aung Moe can be reached on (571)272-7314. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.


Scott A. Schlack


AUNG MOE
PRIMARY EXAMINER